

3751

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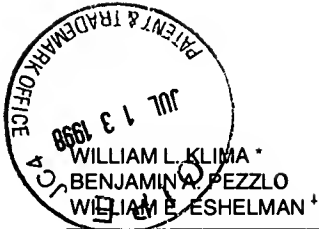
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WALTER F. KLIMA, JR., Ph.D., Chemistry  
Technical Consultant

\* ADMITTED IN PENNSYLVANIA ONLY  
† ALSO ADMITTED IN THE DISTRICT OF COLUMBIA

July 13, 1998

Assistant Commissioner for Patents  
Washington, D.C. 20231

**Attn: Box Patent Application**

Re: U.S. Utility Patent Application  
Appl. No.: 09/094,505 Filed: June 4, 1998  
For: Cartridge Filling and Sealing Apparatus  
Inventors: Walter F. KLIMA, Jr. *et al.*  
Our Ref: 100-168P-WLK

Sir:

RECEIVED  
JUL 15 1998  
GROUP 3200

Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. An original executed Power of Attorney from Assignee;
2. Assignee Certificate under 37 C.F.R. § 3.73(b) with copy of assignment attached;
3. Verified Statement (Declaration) Claiming Small Entity Status--Small Business Concern.

The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 11-1243. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 11-1243. A duplicate copy of this letter is enclosed.

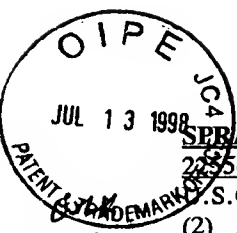
Respectfully submitted,

**KLIMA & PEZZLO, P.C.**

William L. Klima  
Attorney for Applicants  
Registration No. 32,422

Attachments  
WLK:mrk  
MP:trn

POWER OF ATTORNEY FROM ASSIGNEE



Reg'd.  
32,422

SPRAYEX L.L.C., whose principal business address is 2046-D Jefferson Davis Highway, Stafford, VA 22554, is assignee of the entire right, title and interest for the United States of America (as defined in 35 U.S.C. § 100) by reason of an Assignment to the Assignee executed on (1) 6/19/98 and (2) 7/9/98 of an invention known as Cartridge Filling and Sealing Apparatus (Attorney Docket No. 100-168P-WLK) which is disclosed and claimed in a patent application of the same title by the inventor(s) Walter F. KLIMA, Jr. and William L. KLIMA (said application filed on June 10, 1998 at the U.S. Patent and Trademark Office, having Application Number 09/094,505).

The Assignee hereby appoints the following U.S. attorneys to prosecute this application and any continuation, division, continuation-in-part, or reissue application thereof, and to transact all business in the Patent and Trademark Office connected therewith: William L. Klima, Registration No. 32,422. The Assignee hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send correspondence to:

Klima & Pezzlo, P.C.  
P.O. Box 2855  
Stafford, VA 22555-2855  
U.S.A.

Direct phone calls to (540) 657-9344.

FOR: SPRAYEX-L.L.C.

SIGNATURE: \_\_\_\_\_

*Walter F. Klima, Jr.*

BY: Walter F. Klima, Jr.

TITLE: President

DATE: \_\_\_\_\_

6/19/98

# Certificate Under 37 C.F.R. § 3.73(b)

Applicant(s): Walter F. KLIMA, Jr. and William L. KLIMA

Application No: 09/094,505 Filed: June 10, 1998

For: Cartridge Filling and Sealing Apparatus

SPRAYEX L.L.C., a Limited Liability Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An Assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[or]

B. ☐ A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 6/17/98

Name: Walter F. Klima, Jr.

Title: President

Signature: Walter F. Klima, Jr.

## ASSIGNMENT

In consideration of the sum of One Dollar (\$1.00) or equivalent and other good and valuable consideration paid to each of the undersigned: Walter F. KLIMA, Jr. and William L. KLIMA, the undersigned hereby sell(s) and assign(s) to SPRAYEX L.L.C. (the Assignee) their entire right, title and interest

check applicable box(es) ☒ for the United States of America (as defined in 35 U.S.C. § 100),  
☒ and throughout the world,

WLF  
By NG  
32,422  
in the invention(s) known as Cartridge Filling and Sealing Apparatus for which application(s) for patent in the United States of America has (have) been executed by the undersigned on (1) 6/19/98 and (2) 7/9/98 also known as United States Application No. 09/094,505, filed June 10, 1998, in any and all applications thereon, in any and all Letters Patent(s) therefor, and in any and all reissues, extensions, renewals, reexaminations, divisional and continuing of such applications or Letters Patent(s) to the full end of the term or terms for which such Letters Patent(s) issue, such entire right, title and interest to be held and enjoyed by the above-named Assignee the same as they would have been held and enjoyed by the undersigned had this assignment and sale not been made.

The undersigned agree(s) to execute all papers necessary in connection with the application(s) and any continuing, divisional, reissue, reexamination or corresponding application(s) thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning the application(s) or any continuing, divisional, reissue or reexamination thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

The undersigned hereby covenant(s) that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed, and will not execute, any agreement in conflict therewith.

The undersigned hereby grant(s) William L. Klima, Registration No. 32,422 of KLIMA & PEZZLO, P.C., P.O. Box 2855, Stafford, VA 22555-2855, power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN WITNESS WHEREOF, executed by the undersigned on the date(s) opposite the undersigned name(s).

(1) Date: 6/19/98 Signature of Inventor: Wally F. Klima, Jr.  
Walter F. Klima, Jr.  
(2) Date: 7/9/98 Signature of Inventor: William L. Klima  
William L. Klima

Applicant or Patentee: Walter F. KLIMA, Jr. and William L. KLIMA Attorney's  
Serial or Patent No.: 09/094,505 Docket No.: 100-168P-WLK  
Filed or Issued: June 10, 1998  
For: Cartridge Filling and Sealing Apparatus

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9 (f) AND 1.27 (b) - SMALL BUSINESS CONCERN

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF ORGANIZATION SPRAYEX L.L.C.

ADDRESS OF ORGANIZATION 2046-D Jefferson Davis Highway, Stafford, VA 22554

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9 (d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Cartridge Filling and Sealing Apparatus by inventor(s) Walter F. KLIMA, Jr. and William L. KLIMA described in

☐ the specification filed herewith

☒ application serial no. 09/094,505, filed June 10, 1998

☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Walter F. Klima, Jr.

TITLE IN ORGANIZATION President

ADDRESS OF PERSON SIGNING 2046-D Jefferson Davis Highway, Stafford, VA 22554

SIGNATURE \_\_\_\_\_

*Walter F. Klima, Jr.*

DATE \_\_\_\_\_

6/19/98

KLIMA & PEZZLO, P.C.

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